



DEPARTMENT OF THE NAVY  
NAVAL SEA SYSTEMS COMMAND  
1333 ISAAC HULL AVENUE, S.E.,  
WASHINGTON NAVY YARD, DC 20376-2020

CJ&A Number: 20,869

Code: 02241

P.R. Number: N00024-13-NR-57015

CLASS JUSTIFICATION AND APPROVAL  
FOR USE OF OTHER THAN FULL AND OPEN COMPETITION

JUSTIFICATION

1. Contracting Activity

The Naval Sea Systems Command, Shipbuilding Contracts Division (SEA 022).

2. Description of the Action Being Approved

Award of a Basic Ordering Agreement (BOA) for post-delivery availability planning and support services to include Post-Delivery Availability (PDA), Fitting-Out Availability (FOA), Post Shakedown Availability (PSA) and emergent work as well as the accomplishment of the PDA, FOA, and emergent work on LHA 6 (AMERICA) on a sole source basis to Huntington Ingalls Industries, Ingalls Shipbuilding Division (Ingalls) Pascagoula, MS. Authority to act under this CJ&A expires [REDACTED]

3. Description of Supplies/Services

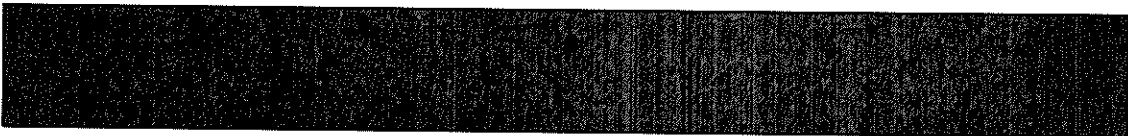
The Government intends to issue a BOA against which multiple orders will be negotiated and executed to obtain the required engineering, production, and management efforts to support the LHA 6 post-delivery period. The BOA will provide for post-delivery availability planning and support services to include PDA, FOA, PSA and emergent work as well as the accomplishment of the PDA, FOA, and emergent work on LHA 6 (AMERICA). [REDACTED]

[REDACTED] LHA 6 is currently under construction at the Ingalls Shipbuilding Division facility in Pascagoula, MS.

Under the BOA, orders will be negotiated by the Procuring Contracting Officer (PCO) or cognizant Administrative

Contracting Officer (ACO). The BOA provides the flexibility required to satisfy post-delivery requirements for LHA 6 where specific schedules, locations, and tasking are often not clearly defined until immediately prior to or during the execution of ship availabilities.

The Government intends to schedule and accomplish required post-delivery work prior to the OWLD. Orders for planning and support services will include advance planning, engineering, on-site engineering liaison, design, craft assistance, scheduling, the participation in planning conferences and design reviews, the ordering and processing of required material in support of the availabilities, material kitting, and the accomplishment of required industrial activities in support of the planned and unplanned availabilities. Industrial availabilities include, but are not limited to, Continuous Maintenance Availabilities (CMAV), Restricted Availabilities (RAVs), FOA, Dry-docking Availabilities, and Technical Availabilities which may be required from the time of ship delivery through the SCN OWLD.



The total estimated value of the orders to be placed under this BOA is [REDACTED] as illustrated below:

	[REDACTED]
SCN	[REDACTED]

The Government's minimal needs have been verified by the certifying technical and requirements personnel. This acquisition is to satisfy the requirements of the Program Executive Office, Ships (PEO Ships). This J&A does not authorize acquisitions for other requirements.

4. Statutory Authority Permitting Other Than Full and Open Competition

10 U.S.C. 2304(c) (1). Only one responsible source and no other supplies or services will satisfy agency requirements.

5. Rationale Justifying Use of Cited Statutory Authority

PDA, FOA, and PSA planning and support services are provided prior to the scheduled availability start date, during the pre and post-delivery periods, and through the scheduled

availability completion date. The work to be completed is based on the requirements at the time and must be provided promptly in order to preclude a delay in a scheduled availability start or completion date. These services, which consist primarily of advance planning (inclusive of the ordering of material) and engineering support (including ship checks), must commence prior to the date the shipyard is required to provide drawings and related data for construction of the individual ship to the Navy. Consequently, only Ingalls, as the construction yard for LHA 6, has the adequate and unique knowledge and expertise, including detailed knowledge of the ship's delivered configuration, anticipated deferred work and possible incomplete changes, to competently perform the planning and support of the planned Industrial availabilities for LHA 6 within the time constraints of an SCN-funded post-delivery period. Their construction experience enables them to provide more reliable cost estimates essential for work package prioritization and budget development.

Any unplanned availability during the post-delivery period for the ship must also be scheduled and accomplished within a relatively short time frame as to not delay the deployment of the ship. Given the limited interval of the ship's post-delivery period, Ingalls is uniquely qualified to competently perform the planning and accomplishment of any emergent industrial availability for LHA 6. Ingalls possess sufficient data, knowledge of and familiarity with the unique detail design and the construction methodology used on LHA 6. Additionally, Ingalls has overall experience with and access to resources that are necessary to quickly respond to the emergent requirements.

Ingalls was awarded a sole source contract for the Detail Design and Construction of LHA 6 (AMERICA) in June 2007. In constructing LHA 6, Ingalls has acquired a level of knowledge of the ship that cannot be duplicated. Ingalls possesses all of the construction drawings and design specifications for the Hull, Mechanical and Electrical and Combat Systems. Ingalls also has pre-existing contractual relationships with equipment vendors that will enable them to provide reach-back as required. Therefore, Ingalls is uniquely qualified to perform the role as Post-Delivery Planning Yard, from 12 months prior to projected ship delivery through OWLD. Ingalls will take advantage of its proximity to the ship to more efficiently conduct ship-checks and complete all required planning documentation.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable

In accordance with FAR 5.2, a synopsis of the solicitation was posted on the Federal Business Opportunities (FEDBIZOPPS) website on 16 January 2013. No responses to the synopsis have been received to date. No additional market research was conducted because it is not practicable, for the reasons discussed in section 5, for any company other than Ingalls to provide the required supplies and services.

7. Determination of Fair and Reasonable Costs

Each order will be separately negotiated by the PCO or cognizant ACO. The PCO has determined that the anticipated cost to the Government of the supplies/services covered by this CJ&A will be fair and reasonable based on the analysis that will be performed by the PCO or ACO prior to awarding each order.

8. Actions to Remove Barriers to Competition

For the reasons set forth in Paragraph 5, Naval Sea Systems Command, Shipbuilding Contracts Division (SEA 022) has no plans at this time to compete future contracts for the types of supplies/services covered by this document. If another potential source emerges, NAVSEA will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVAL

TECHNICAL/REQUIREMENTS CERTIFICATION (FAR 6.303-2(b))

I certify that the facts and representations under my cognizance, which are included in this justification and its supporting acquisition planning data, except as noted herein, are complete and accurate to the best of my knowledge and belief.

TECHNICAL COGNIZANCE:

REQUIREMENTS COGNIZANCE:

Signature      Name (Print) and Title (Code)      Phone No.      Date

LEGAL SUFFICIENCY REVIEW (NMCARS 5206.303(90))

I have determined this justification is legally sufficient

CONTRACTING OFFICER CERTIFICATION (FAR 6.303-2(a)(12))

I certify that this justification is accurate and complete to the best of my knowledge and belief

APPROVAL BLOCK (FAR 6.304 for Approving Official)

Upon the basis of the above justification, I hereby approve, as Designee of the Head of the Procuring Activity the solicitation of the proposed procurement(s) described herein using other than full and open competition, pursuant to the authority of 10 U.S.C. 2304(c)(1).

DIRECTOR, SHIPBUILDING CONTRACTS DIVISION (NAVSEA 022)

[Redacted Signature]

Date

2/13/2013